

## REMARKS

Applicant respectfully requests reconsideration of this application as amended. Claims 1-21 and 23-32 are pending in the application. Claims 1, 8, 15, 23, 24, 25 and 32 have been amended.

## REJECTIONS UNDER 35 U.S.C. § 102 (e)

Claims 1-21 AND 23-32 have been rejected under 35 U.S.C. § 102(e) as being anticipated by Sano et al. ("Sano") and U.S. Publication No. 2003/0068089 A1. Applicant respectfully disagrees.

Claim 1 as amended includes, "a reconfiguration method determination unit to determine a reconfiguration method based on the reproduction condition, a processing capacity of the reproduction apparatus and traffic in the communication channel." This feature is not described in Sano et al.

The remaining independent claims include substantially similar limitations set forth above to distinguish Claim 1 from Sano. Therefore, for the same reasons as give above, Applicant respectfully submits that these claims are also not anticipated by Sano. Similarly, and for the same reasons given above, the claims in the present application that depend from the independent claims are also not anticipated by the present invention as claimed.

## CONCLUSION

In view of the foregoing, Applicant respectfully submits the present application is now in condition for allowance. If the Examiner believes a telephone conference would expedite or assist in the allowance of the present application, the Examiner is invited to call the undersigned attorney at (408) 720-8300.

Please charge Deposit Account No. 02-2666 for any shortage of fees in connection with this response.

Respectfully submitted,

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